

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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FLOOR DEBATE

February 8, 2002 LB 188, 752

SENATOR CUDABACK: The house is under call. All unexcused senators please report to the Chamber. Unauthorized personnel please leave the floor. The house is under call. Senator Janssen, would you check in, please? Thank you. Senator Schrock, would you check in, please? Thank you. Senator Janssen, would you check in, please? Senator Kremer. All present or accounted for. Senator Chambers, how did you wish to proceed? A machine vote has been requested. All in favor of advancement of LB 752 to E & R Initial vote aye, opposed nay. You may now vote. We're voting on advancement of LB 752 to E & R Initial. Have you all voted who care to? Have you all voted who care to? Record, please, Mr. Clerk.

ASSISTANT CLERK: 26 ayes, 0 nays on the motion to advance, Mr. President.

SENATOR CUDABACK: LB 752 does advance. I do raise the call. (Visitors introduced.) Mr. Clerk.

ASSISTANT CLERK: Mr. President, LB 188 was introduced by Senator Byars. (Read title.) The bill was read for the first time on January 4, referred to the Judiciary Committee. That committee reports the bill to General File with committee amendments attached. (AM0195, Legislative Journal page 715, First Session, 2001.)

SENATOR CUDABACK: Senator Byars, you're recognized to open.

SENATOR BYARS: Thank you, Senator Cudaback, and colleagues. LB 188 was advanced to this full body by the Judiciary Committee on a unanimous vote; 8 in favor 0 opposed. It is a bill that is simple in nature but is far reaching in what it accomplishes. What it does is amend the venue or the location provision for actions that are brought pursuant to the Mental Health Commitment Act. Presently, the statute provides that a petition to have a person committed must be filed in the district court where such person or subject is found. This statute allows for a district judge of the subject's district to authorize petition to be filed in another judicial district. What has been found is that in a county...when a county attorney allows...this allows the county attorney to file a petition in the county